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10 **UNITED STATES BANKRUPTCY COURT**  
11 **EASTERN DISTRICT OF CALIFORNIA**

12 In re:

13 JOHN HOWARD HELLIWELL

14 TAMMY MARIE HELLIWELL

15 Case No. 13-21046  
16 Hearing Date: June 18, 2013  
17 Hearing Time: 2:00 PM  
18 Hon. Christopher M. Klein  
19 Courtroom 33  
20 DCN: SCR-04

21 **Debtor**

22 **MOTION TO CONFIRM**

23 **AMENDED CHAPTER 13 PLAN**

24 Stephen C. Ruehmann, the attorney for John Howard Helliwell and Tammy Marie  
25 Helliwell, the Debtors herein, hereby moves this Court for an Order Confirming Chapter  
26 13 Plan. In support of this Motion, the Debtors respectfully represent:

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1. This case was commenced by the filing of a voluntary petition on behalf of the Debtors  
2. on January 26, 2013. David P. Cusick has been duly appointed to serve as the Chapter  
3. 13 Trustee on this case.
4. Pursuant to Title 11, US Codes §341, a Meeting of Creditors was conducted by the  
5. Chapter 13 Trustee on February 28, 2103. The Trustee has since concluded this  
6. meeting.

- 1 3. A Chapter 13 Plan was filed on January 26, 2013.
- 2 4. The Plan has been proposed in good faith.
- 3 5. The Plan proposes to pay the allowed unsecured claims an amount not less than they
- 4 would have been paid if the estate of the Debtors was liquidated under the provisions of
- 5 Title 11, US Codes, Chapter 7. Pursuant to Form B22c, this is a "0%" Plan.
- 6 6. The Debtors have made all payments to the Trustee pursuant to the provisions of the
- 7 Plan.
- 8 7. The Debtors have no Domestic Support Obligations, as defined.
- 9 8. Pursuant to 11 US Codes §1308, the Debtors have filed all applicable Federal, State
- 10 and Local tax returns.

11 **RESTATEMENT**

12 WHEREFORE, the Debtors request the Court to confirm the Amended Chapter 13 Plan.

14 Respectfully submitted on April 29, 2013

15 **/s/ Stephen C. Ruehmann**

16 Stephen C. Ruehmann

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